

APPL. S.N.: 09/780230

ART UNIT: 1753

MAILROOM DATE: 7-11

NUMBER OF T.D.(S) FILED: 1

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☒ The T.D. is NOT PROPER and has not been accepted for the reason(s) checked below. (See 14.24)

☐ Application Examiner has not processed fee for T. D.

[] The T. D. lacks the enforceable only during the common ownership clause needed to overcome a double patenting Rule 321(c). (See 14.27 and 14.27.1)

[] The person who signed the terminal disclaimer:

[] has failed to state his/her capacity to sign for the business entity. (See 14.28)

[] is not recognized as an officer of the assignee. (See 14.29.1)

[] No documentary evidence of a chain of title from the original inventor(s) to assignee has been submitted, nor is the frame specified as to where such evidence is recorded in the office. 37CFR 3.73(b). (See 1140 O.G. 72) NOTE: This documentary evidence or the specifying of the reel and frame may be found in the T.D. or in a separate paper submitted by applicant. (See 14.30)

[] No "STATEMENT" specifying that the evidentiary documents have been reviewed and that, to the best of the assignee knowledge and behalf the file is in the assignee seeking to take action 37 CFR 3.73(b). (See 1140 O.G. 72)

[] The T. D. is not signed (See 14.26 and 14.26.3)

[] Attorney is not of record in the oath/declaration or a separate paper filed appointing a new or associate attorney, nor is there a customer number.

[] The serial number of the application (or the number of the patent) which forms the basis for the double patenting is missing or incorrect. (See 14.32)

[] The serial number of this application (or the number of the patent in reexam or reissue case(s) being disclaimed is missing or incorrect. (See 14.26, 14.26.4 or 14.26.6)

() The period disclaimed is incorrect or not specified. (See 14.27, 14.27.2 or 14.27.3

[] Other

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: MANZ, ET AL.

APPLICATION No.: 09/780,230

FILED: FEBRUARY 9, 2001

FOR: METHOD FOR CONTROLLING SAMPLE
INTRODUCTION IN MICROCOLUMN SEPARATION
TECHNIQUES AND SAMPLING DEVICE

EXAMINER: STARSIK, JOHN S.

ART UNIT: 1753

CONF. No: 8918

#7
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Terminal Disclaimer

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Zeptosens AG, Assignee of

- ☐ an undivided share of the entire right, title, and interest
- ☒ the entire right, title and interest

in the above-identified patent application by virtue of an Assignment recorded in the U.S. Patent and Trademark Office at Reel 012938, Frame 0049 on May 29, 2002, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. § 154 to § 156 and § 173, as presently shortened by any terminal disclaimer, of

*U.S. Patent No. 6280589 issued August 28, 2001.

The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the above-listed patents and/or patent applications are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of

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the full statutory term as defined in 35 U.S.C. § 154 to § 156 and § 173 of the above-listed patents and/or applications, as presently shortened by any terminal disclaimer, in the event that said patent(s)/application(s) later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

1. Certification under 37 C.F.R. § 3.73(b)

I, the undersigned, am empowered to act on behalf of the assignee. The evidentiary documents referred to above have been reviewed by the undersigned and it is certified that to the best of the Assignee's knowledge and belief, title is in the Assignee seeking to take action.

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. Fee Payment

☐ A check covering the Terminal Disclaimer fee under 37 C.F.R. § 1.20 is enclosed.

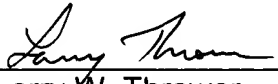
☐ Large entity (\$110.00)

☒ Small entity (\$55.00)

☒ Please charge the above fee, and any other fee necessary for entry of this Terminal Disclaimer, to Deposit Account No. 50-2207.

Respectfully submitted,
Perkins Coie LLP

Date: 7-11-03



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